**REISSUE APPLICATION DECLARATION BY THE INVENTORS**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 *et seq.* underneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 *et seq.* below, of the subject matter which is described and claimed in U.S. Patent No. 5,874,283, granted February 23, 1999 and for which a reissue patent is sought on the invention entitled "MAMMALIAN FLAP-SPECIFIC ENDONUCLEASE,"

the specification of which was filed on June 2, 2000 as reissue application Serial No. 09/586,744 and which was amended by virtue of a Preliminary Amendment filed on June 2, 2000.

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid for the reasons identified below:

- ☐ by reason of a defective specification or drawing.
- ☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.
- ☐ by reason of other errors.

At least one error upon which reissue is based is described as follows:

At the time the original patent issued, Applicants failed to recognize that the application as filed disclosed patentable inventions beyond those originally and ultimately claimed. The originally disclosed but unclaimed inventions are embodied in claims 7-73 of the Preliminary Amendment submitted concurrently with the reissue application Serial No. 09/586,744.

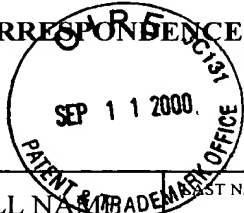
All errors corrected in this reissue application arose without any deceptive intention on the part of the applicants.

POWER OF ATTORNEY: As a named inventor, I hereby appoint S. Leslie Misrock (Reg. No. 18872), Harry C. Jones, III (Reg. No. 20280), Berj A. Terzian (Reg. No. 20060), David Weild, III (Reg. No. 21094), Jonathan A. Marshall (Reg. No. 24614), Barry D. Rein (Reg. No. 22411), Stanton T. Lawrence, III (Reg. No. 25736), Charles E. McKenney (Reg. No. 22795), Philip T. Shannon (Reg. No. 24278), Francis E. Morris (Reg. No. 24615), Charles E. Miller (Reg. No. 24576), Gidon D. Stern (Reg. No. 27469), John J. Lauter, Jr. (Reg. No. 27814), Brian M. Poissant (Reg. No. 28462), Brian D. Coggio (Reg. No. 27624), Rory J. Radding (Reg. No. 28749), Stephen J. Harbulak (Reg. No. 29166), Donald J. Goodell (Reg. No. 19766), James N. Palik (Reg. No. 25510), Thomas E. Friebe (Reg. No. 29258), Laura A. Coruzzi (Reg. No. 30742), Jennifer Gordon (Reg. No. 30753), Allan A. Fanucci (Reg. No. 30256), Geraldine F. Baldwin (Reg. No. 31232), Victor N. Balancia (Reg. No. 31231), Samuel B. Abrams (Reg. No. 30605), Steven I. Wallach (Reg. No. 35402), Marcia H. Sundeen (Reg. No. 30893), Paul J. Zegger (Reg. No. 33821), Edmond R. Bannon (Reg. No. 32110), Bruce J. Barker (Reg. No. 33291), Adriane M. Antler (Reg. No. 32605), Thomas G. Rowan (Reg. No. 34419), James G. Markey (Reg. No. 31636), Thomas D. Kohler (Reg. No. 32797), Scott D. Stimpson (Reg. No. 33607), Gary S. Williams (Reg. No. 31066), William S. Galliani (Reg. No. 33885), Ann L. Gisolfi (Reg. No. 31956), Todd A. Wagner (Reg. No. 35399), Scott B. Familant (Reg. No. 35514), Kelly D. Talcott (Reg. No. 39582), Francis D. Cerrito (Reg. No. 38100), Anthony M. Insogna (Reg. No. 35203), Brian M. Rothery (Reg. No. 35340), Brian D. Siff (Reg. No. 35679), and Alan Tenenbaum (Reg. No. 34939), all of Pennie & Edmonds LLP, whose addresses are 1155 Avenue of the Americas, New York, New York 10036, 1667 K Street N.W., Washington, DC 20006 and 3300 Hillview Avenue, Palo Alto, CA 94304, and each of them, my attorneys, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

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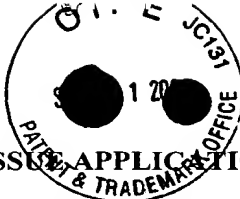
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201	FULL NAME OF INVENTOR	LAST NAME Harrington	FIRST NAME John	MIDDLE NAME Joseph	
	RESIDENCE & CITIZENSHIP	CITY Mentor	STATE OR FOREIGN COUNTRY Ohio	COUNTRY OF CITIZENSHIP United States of America	
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202	FULL NAME OF INVENTOR	LAST NAME Hsieh	FIRST NAME Chih-Lin	MIDDLE NAME	
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203	FULL NAME OF INVENTOR	LAST NAME Lieber	FIRST NAME Michael	MIDDLE NAME R.	
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	POST OFFICE ADDRESS	STREET 439 West Winnie Way	CITY Arcadia	STATE OR COUNTRY California	ZIP CODE 91007

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201	SIGNATURE OF INVENTOR 202	SIGNATURE OF INVENTOR 203
JOHN JOSEPH HARRINGTON	CHIH-LIN HSIEH	MICHAEL R. LIEBER
DATE	DATE	DATE
	8/20/00	8/20/00

002090-44298560



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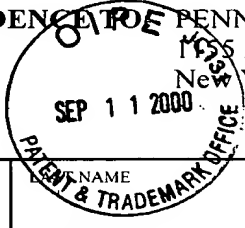
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JOHN JOSEPH HARRINGTON	CHIH-LIN HSIEH	MICHAEL R. LIEBER
DATE 8/25/00	DATE	DATE